



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/894,880	06/29/2001	Todd M. Bertoch	ISR99-24 06

CONFIRMATION NO. 3427

27370

OFFICE OF THE STAFF JUDGE ADVOCATE
U.S. ARMY MEDICAL RESEARCH AND MATERIEL COMMAND
ATTN: MCMR-JA (MS. ELIZABETH ARWINE)
504 SCOTT STREET
FORT DETRICK, MD 21702-5012

FORMALITIES LETTER



OC000000006433024

Date Mailed: 08/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$80.
 - \$80 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 920.

12/07/2001 SDENBOB1 00000110 210380 03874880
01 FC:101 740.00 CH
02 FC:102 84.00 CH
03 FC:105 130.00 CH

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bertoch, et al.

Application No.: 09/894,880

Filed: 6/29/2001

Title: CATHETER SECURING DEVICE

Attorney Docket No.: ISR 99-24 06

Group Art Unit:
3763



Sector
#3

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231
Attention: Box Missing Parts

Sir:

This is in response to a Notice to File Missing Parts of Application under 37 CFR 1.53(f), dated August 16, 2001. Enclosed is a copy of said Notice and the following documents and fees to complete the filing requirements of the above-identified application. This Response is timely made.

(X) Three Executed Declaration and Power of Attorneys. The above-identified application is the same application which the inventors executed by signing the enclosed declaration.

(X) Statutory basic filing fee (X) Utility () Design

(X) Additional claim fees of \$ 84.00

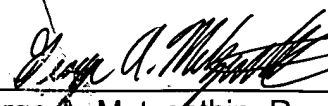
(X) Missing Parts Surcharge = \$130.00

() Information Disclosure Statement

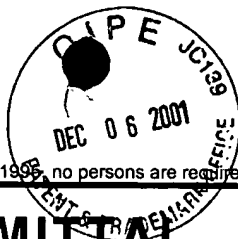
(X) Petition for Extension of Time and Fee

Respectfully submitted,

By


George A. Metzenthin, Reg. No. 41,995
CAHN & SAMUELS, LLP
2000 P Street N.W.
Suite 200
Washington, DC 20036
Tel: (202) 331-8777
Fax: (202) 331-3838

Date: December 6, 2001



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$) 954

Complete if Known

Application Number	09/894,880
Filing Date	6/29/2001
First Named Inventor	Bertoch, et al.
Examiner Name	
Group Art Unit	3763
Attorney Docket No.	ISR 99-24 06

METHOD OF PAYMENT

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number
Deposit Account Name

21-0380

U.S. Army

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17☐ Applicant claims small entity status. See 37 C.J.R. 1.27

- 2.
- ☐
- Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	740
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$) 740

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from Below	Fee Paid
Independent Claims	-20**=	X	
4	-3**=	1	84
Multiple Dependent			

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 84

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	130
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify)					
*Reduced by Basic Filing Fee Paid					
SUBTOTAL (3)					(\$) 130

SUBMITTED BY

Name (Print/Type)	George A. Metzenthin	Registration No. (Attorney/Agent)	41995	Telephone	202-331-8777
	By Permission of Elizabeth Arwine, 45867				
Signature				Date	12/06/01

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant commissioner for Patents, Washington, DC 20231.

Atty. Docket No.
ISR99-24 06



PATENT

#5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bertoch et al.
Serial No. : 09/894,880 Examiner: none assigned
Filed : June 29, 2001 Group Art Unit: 3763
For : CATHETER SECURING DEVICE

RELATED CASE LETTER

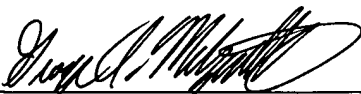
Assistant Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

There are two co-pending U.S. patent applications relating to endotracheal securing devices each sharing common inventors, Todd M. Bertoch, Ted. F. Gingrich, Steven C. Walker and John M. Shepherd. The co-pending patent applications are as follows:

1. U.S. App. Ser. No. 09/789,708, entitled "Securing Device For An Endotracheal Tube," filed on February 22, 2001, and
2. U.S. App. Ser. No. 09/867,768, entitled "Catheter Securing Device and Bite Block," filed on May 31, 2001, and

Respectfully submitted,
CAHN & SAMUELS, L.L.P.

By: 
George A. Metzenthin, Reg. No. 41,995
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Washington, D.C. 20036
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Fax: (202) 331-3838

December 6, 2001